

1 UNITED STATES DISTRICT COURT
2
3 FOR THE NORTHERN DISTRICT OF CALIFORNIA
4
5

6 NATIONAL LABOR RELATIONS BOARD

7 Applicant,

8 v.

9 BAKERY, CONFECTIONERY & TOBACCO
10 WORKERS INTERNATIONAL UNION,
11 LOCAL 125

12 Respondents.
13
14

Case No. 08-80260 MISC SBA

ORDER TO SHOW CAUSE

15 The National Labor Relations Board (herein called the Board), by its General Counsel,
16 and by William A. Baudler, Regional Attorney for Region 32, has applied for an order directing
17 Bakery, Confectionery & Tobacco Workers International Union, Local 125 (herein called
18 Respondent Local 125) to obey a subpoena *duces tecum*; requiring David Cheong and Donna
Scarano (herein called Respondents Cheong and Scarano), to obey subpoenas *ad testificandum*.
Having shown good cause,

19 IT IS ORDERED that Respondent Local 125 appear before this Court at the United
20 States Court House in Oakland, California on the **Twelfth day of May, 2009 at 1:00 p.m.**, or as
21 soon thereafter as Counsel can be heard, and then and there show cause why, if any there be, an
22 order should not issue directing Respondent Local 125's custodian of records to appear before a
23 Board agent at such time and place as the Board agent may designate, and there and then to
24 produce the documents requested in subpoena *duces tecum* No. B-630305, and to answer,
25 through sworn affidavit or deposition, at the discretion of the Regional Director of Region 32 of
the Board, any and all questions relevant and material to the subpoenaed documents relating to
the proceedings before the Board in Board Case 32-CB-6470 now pending before the Board
pursuant to Section 10 of the National Labor Relations Act, as amended [29 U.S.C. § 151 et
seq.];

1 IT IS FURTHER ORDERED that Respondents Cheong and Scarano appear before this
2 Court at the United States Court House in Oakland, California on the **Twelfth day of May, 2009**
3 **at 1:00 p.m.**, or as soon thereafter as Counsel can be heard, and then and there show cause why,
4 if any there be, an order should not issue directing that Respondents Cheong and Scarano appear
5 before a Board agent at such time and place as the Board agent may designate, and there testify
6 and answer, through sworn affidavit or deposition, at the discretion of the Regional Director of
7 Region 32 of the Board, any and all questions relevant and material to the matters under
8 investigation and in question in the proceedings before the Board in Board Case 32-CB-6470,
9 now pending before the Board pursuant to Section 10 of the National Labor Relations Act, as
10 amended [29 U.S.C. § 151 et seq.], as required by subpoenas *ad testificandum* No. A-810724
11 and A-810725.

12 IT IS FURTHER ORDERED that Respondent Local 125 and Respondents Cheong and
13 Scarano file an answer to the Application with the Clerk of this Court and serve copies thereof
14 upon Applicant at its office located at 1301 Clay Street, Oakland, California, 94612 on or before
15 the **21st day of April, 2009**. Applicant's reply, if any, is due on or before the **28th day of April,**
16 **2009**; and

17 IT IS FURTHER ORDERED that service of copies of this Order and the Application
18 upon which it is issued be made without delay upon Respondents, in any manner provided in the
19 Federal Rules of Civil Procedure by a United States Marshall, by an individual employed by the
20 National Labor Relations Board, or an individual designated by the National Labor Relations
21 Board, in accordance with Rule 4(c) of the Federal Rules of Civil Procedure, and that proof of
22 such service be filed herein.

23 IT IS SO ORDERED.

24 March 16, 2009

25 
UNITED STATES DISTRICT JUDGE